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1 *Attorneys for Defendants*

2 **UNITED STATES DISTRICT COURT**
3
NORTHERN DISTRICT OF CALIFORNIA

4 MELANIE G. SAN PEDRO-SALCEDO,
5 individually and on behalf of all others similarly
6 situated,

7 Plaintiff,

8 v.

9 THE HÄAGEN-DAZS SHOPPE COMPANY,
10 INC.; NESTLE DREYER'S ICE CREAM
11 COMPANY; NESTLE USA, INC.; and DOES 1
12 through 50,

13 Defendants.

14 Case No. 5:17-cv-03504-EJD

15 **STIPULATION AND [PROPOSED] ORDER
16 FOR ADJOURNMENT OF MEDIATION**

17 *Assigned to Hon. Edward J. Davila*

18 *Referral Judge: Hon. Nathanael M. Cousins*

1 Plaintiff Melanie G. San Pedro-Salcedo (“Plaintiff”), by and through her counsel, Jaurigue Law
 2 Group, and Defendants The Häagen-Dazs Shoppe Company, Inc.; Nestle Dreyer’s Ice Cream Company;
 3 and Nestle USA, Inc. (“Defendants”), by and through their counsel, Kelley Drye & Warren LLP, hereby
 4 stipulate, pursuant to Civil Local Rule 6-2, for an order to adjourn the mediation to be conducted by
 5 April 16, 2018. The following is a brief chronology and the reasons supporting this joint request:

6 1. On November 20, 2017, the Court entered an Order Selecting ADR Process, setting
 7 mediation for 150 days from November 17, 2017, resulting in a mediation deadline of April 16, 2018.
 8 (Docket Entry #39).

9 2. On January 4, 2018, the Court issued a Notice of Appointment of Mediator, assigning the
 10 Hon. John M. True III (Ret.) as the Mediator, and stating that the Mediator would schedule a joint phone
 11 conference with counsel pursuant to rule 6-6 of the Northern District of California’s ADR Local Rules
 12 for the purpose of, *inter alia*, scheduling the mediation. (Docket Entry #40).

13 3. The joint phone conference did not take place until March 22, 2018. Prior to the
 14 conference, on March 18, 2018, Judge True’s office provided the parties with several open dates to
 15 conduct the mediation.

16 4. During the joint phone conference, Defendants explained to Judge True that the open
 17 dates for the mediation that Judge True had provided to the parties conflicted with other events on the
 18 calendar of Defendants’ representative. Accordingly, Defendants asked, with Plaintiff’s consent, for an
 19 adjournment of the April 16, 2018, date by which to complete mediation. Judge True said that he had no
 20 objection to that request and directed the parties to file a stipulation with the Court.

21 5. Judge True and the parties have set the date for the mediation for May 14, 2018.

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Based on the foregoing, Plaintiff and Defendants **HEREBY STIPULATE** that the deadline to conduct mediation be continued to May 14, 2018. **IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.**

Dated: April 6, 2018

JAURIGUE LAW GROUP

/s/ David Zelenski 1

Michael J. Jaurigue
Abigail A. Zelenski
David Zelenski
Ryan A. Stubbe
Attorneys for Plaintiff

Dated: April 6, 2018

KELLEY DRYE & WARREN LLP

/s/ Lauri A. Mazzuchetti

Lauri A. Mazzuchetti
Geoffrey W. Castello
Sarah Diamond
Attorneys for Defendants

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: _____

Hon. Edward J. Davila
United States District Court Judge

¹ Pursuant to rule 5-1 of the Northern District's Local Rules, I hereby attest that concurrence in the filing of this document has been obtained from the signatories below.